

OCT 30 2012

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

JULIA Q. DUDLEY, CLERK
BY: *Amodeo*
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UNITED STATES OF AMERICA)	
)	Criminal Action No. 7:10CR00050
)	Civil Action No. 7:12CV80441
v.)	
)	<u>FINAL ORDER</u>
)	
MARIA DE JESUS HERNANDEZ-)	By: Hon. Glen E. Conrad
SALAZAR,)	Chief United States District Judge
)	
Defendant.)	

For the reasons stated in the accompanying memorandum opinion, it is now

ORDERED

as follows:

1. The government's motion to dismiss is **GRANTED**;
2. The defendant's motion to vacate, set aside, or correct sentence under 28 U.S.C. § 2255 is **DENIED** and this action shall be **STRICKEN** from the active docket of the court; and
3. A certificate of appealability is **DENIED**.

The Clerk is directed to send certified copies of this order and the accompanying memorandum opinion to the defendant and all counsel of record.

ENTER: This 30th day of October, 2012

Glen Conrad

Chief United States District Judge